

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Shimek et al.)	
) Art Unit:	1761
)	
Serial Number) Examiner:	K. Mahafkey
)	
Filed) Atty Docket:	6126US
)	
For:		Soft Dried Marshmallow and Method of Preparation

AFFIDAVIT/DECLARATION SUBMITTED UNDER 37 C.F.R. 1.131

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

I, Susan L. Kamper, am an inventor in the above-identified U.S. patent application entitled Soft Dried Marshmallow and Method of Preparation which was filed on July 15, 2003 and is owned by General Mills, Inc..

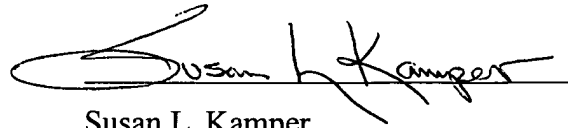
This invention is concerned with a soft, dried marshmallow, particularly marbits that are dry and shelf stable, but quite soft, even when immersed in a cold fluid. In connection with the invention, I was particularly involved on work related to incorporating the marbits into existing products. The invention was conceived in early April 2002. Samples were made later that month. In the summer of 2002, tests were conducted with potential consumers (kids) to determine product appeal. I am directly aware of product samples made of the invention prior to the consumer testing.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under *section 1001 of title*

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18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

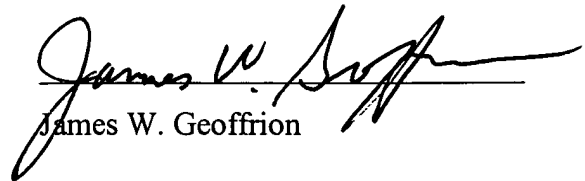
Date: 1/15/08


Susan L. Kamper

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Date: 1/14/2008


James W. Geoffrion